



11-08-02

2633

PATENT  
Attorney Docket No. 397

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#2

In re Application of: )  
Robert McNamara, et al. )  
Serial No.: 10/005,433 ) Group Art Unit: 2633  
Filed: November 2, 2001 ) Examiner: Unassigned  
For: METHOD AND SYSTEM FOR )  
DETECTING NETWORK ELEMENTS )  
IN AN OPTICAL COMMUNICATIONS )  
NETWORK )

**RECEIVED**

NOV 13 2002

Technology Center 2600

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir/Madam:

**TRANSMITTAL LETTER**

Applicant encloses the following document for filing in the above-referenced application:

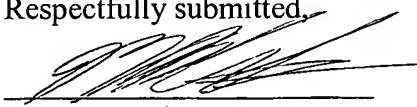
1. Request To Rescind Previous Non-publication Request  
35 U.S.C. § 122(b)(2)(B)(ii).

If there are any other fees due in connection with the filing of this response, please charge such fees to our Deposit Account number 50-0308.

Respectfully submitted,

Dated: November 7, 2002

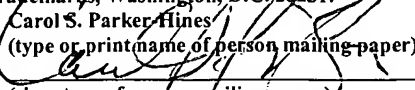
By:

  
Michael R. Cammarata  
Reg. No. 39,491

CIENA Corporation  
1201 Winterson Road  
Linthicum, MD 21090  
Tel.: (410) 865-8500  
Fax: (410) 865-8001

Certification Under 37 C.F.R. Section 1.10

I hereby certify that this Transmittal Letter and the document referred to as enclosed therein is being deposited with the United States Postal Service on this 7<sup>th</sup> day of November 2002 in an envelope marked as "Express Mail Post Office to Addressee" Mail Label Number EV173342865US addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Carol S. Parker Hines  
(type or print name of person mailing paper)  
  
(signature of person mailing paper)



PATENT  
Attorney Docket No. 397

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Robert McNamara, et al.

Serial No.: 10/005,433

Filed: November 2, 2001

For: METHOD AND SYSTEM FOR  
DETECTING NETWORK ELEMENTS  
IN AN OPTICAL COMMUNICATIONS  
NETWORK

)  
)  
)  
) Group Art Unit: 2633  
)  
) Examiner: Unassigned

**RECEIVED**

NOV 13 2002

Technology Center 2600

**REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST**  
**35 U.S.C. § 122(b)(2)(B)(ii)**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir/Madam:

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

This request must be signed in compliance with 37 CFR 1.33(b).

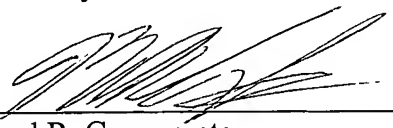
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Michael R. Cammarata (Reg. 39,491) at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-0308 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

Date: November 7, 2002

By:

  
\_\_\_\_\_  
Michael R. Cammarata  
Reg. 39,491

*CIENA Corporation*  
Legal Department  
1201 Winterson Road  
Linthicum, MD 21090  
(410) 865-8500  
(410) 865-8001 (fax)